



Application no. 10/731,553

July 10, 2006

TO: Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Attn: Art Unit 2627 - Examiner Cao, Allen T

FROM: Stephen B. Ackerman, Reg. No. 37,761
28 Davis Avenue
Poughkeepsie, N.Y. 12603

SUBJECT: Serial #: 10/731,553
File Date: 12/09/2003
Inventor: Glen Garfunkel
Examiner: Cao, Allen T
Art Unit: 2627
Title: Bias Point Adjustment of a Read Head by Means of an
External Magnet

RESPONSE TO RESTRICTION REQUIREMENT

Dear Sir:

This is in response to the Election of Species Requirement in the Office Action dated June 9, 2006. In that office action, applicant was required under 35 U.S.C. 121

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on July 10, 2006.

Signature 
Stephen B. Ackerman, Reg. No. 37,761

Date: July 10, 2006

to elect a single disclosed species for prosecution on the merits to which the claims shall be restricted if no generic claim is finally held to be allowable, and that currently no claim is generic.

The species stated are:

- 1) Group I (figure 1), which reads on Claims 1-6 and 22-26, and
- 2) Group 2 (figure 2), which reads on Claims 7-12 and 27-31, and
- 3) Group 3 (figures 3 and 4), which reads on Claims 13-21 and 32-40.

Applicant provisionally elects to be examined the species described by the Examiner as Group I , which reads on Claims 1-6 and 22-26. This election is made with traverse of the requirement under 37 C.F.R. 1.143 for the reasons given in the following paragraphs.

The Examiner is respectfully requested to reconsider the Requirement for Election of Species given in the Office Action, because of the increased costs applicant would be forced to bear if the two species are separately examined. Furthermore, the field of search must necessarily cover both species, in addition to other related Classes and subclasses, to provide a complete and adequate search.

Withdrawal of the Election of Species Requirement, and allowance of the present Patent Application, is therefore respectfully requested.

It is requested that should there be any problems with this response, please call the undersigned Attorney at (845) 452-5863.

Respectfully submitted,

A handwritten signature in black ink, appearing to be 'SBA', written over a horizontal line.

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